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TRANSMITTAL FORM

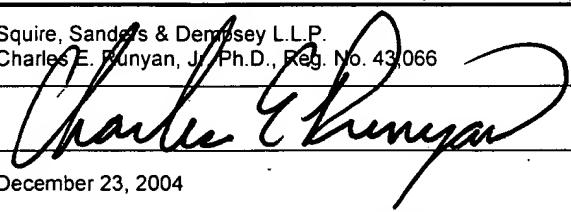
(to be used for all correspondence after initial filing)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/894,293	
	Filing Date	June 27, 2001	
	First Named Inventor	Wouter E. Roorda	
	Group Art Unit	1762	
	Examiner Name	Jennifer Kolb Michener	
Total Number of Pages in This Submission	7	Attorney Docket Number	50623.41

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Deposit Account 07-1850 Authorization <input checked="" type="checkbox"/> Postage Paid Return Postcard <input type="checkbox"/> Amendment / Response (pages) <input type="checkbox"/> Amendment Transmittal Letter (in duplicate) <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Petition for Extension of Time (4 months) (in duplicate) <input type="checkbox"/> Information Disclosure Statement (in duplicate) with Form PTO-1449 and References <input checked="" type="checkbox"/> Express Mail Label No. EV 337 975 573 US <input checked="" type="checkbox"/> Express Withdrawal Of Appeal (2 pages) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) In/Formal ____ Sheets with Submission of Drawings Transmittal <input type="checkbox"/> Issue Fee Transmittal with PTO-85b (in duplicate) <input type="checkbox"/> Request for Continued Examination Transmittal (RCE) <input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Request for Status of Application <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Squire, Sanders & Dempsey L.L.P. Charles E. Runyan, Jr. Ph.D., Reg. No. 43,066
Signature	
Date	December 23, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: December 23, 2004

Typed or printed name	Patricia Gamble		
Signature		Date	December 23, 2004



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12-27,04

PATENT
Attorney Docket No.: 50623.00041

AF/1762
ZWW/J

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Wouter E. Roorda et al. Serial No.: 09/894,293 Filed: 27 June 2001 Title: Methods of Coating an Implantable Device	Examiner: Jennifer Kolb Michener Art Unit: 1762
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS WITHDRAWAL OF APPEAL

Applicant requests that the Appeal Noticed by the Notice of Appeal mailed on June 21, 2004 be withdrawn. This Notice was received by the Patent Office on June 24, 2004 and therefore the period to supply Applicant's brief expired on August 24, 2004. Applicant hereby requests a 4-month extension of time to supply that document, a petition for which is attached. Applicant notes that upon receiving the 4-month extension of time, the deadline for supplying Applicant's brief will expire on December 24, 2004.

Filed concurrently with this request is a Continuation-in-Part application.

Express Mail No.

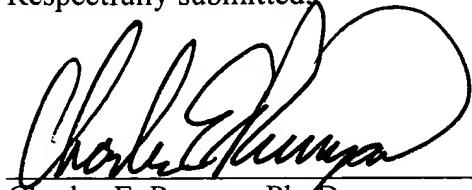
PATENT
Attorney Docket No.: 50623.00041

If I can be of any help, please contact me.

Date: December 23, 2004

Squire, Sanders & Dempsey L.L.P.
One Maritime Plaza
Suite 300
San Francisco, CA 94111
Facsimile (415) 393-9887
Telephone (415) 954-0235
crunyan@ssd.com

Respectfully submitted,



Charles E. Runyan, Ph.D.
Attorney for Applicants
Reg. No. 43,066



FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1590.00)

Complete if Known

Application Number	09/894,293
Filing Date	June 27, 2001
First Named Inventor	Wouter E. Roorda
Examiner Name	Jennifer Kolb Michener
Art Unit	1762
Attorney Docket No.	50623.41

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Other None
Order

Deposit Account:

Deposit Account Number	07-1850
Deposit Account Name	Squire, Sanders & Dempsey L.L.P.

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	(\\$)	(\\$)
1001	2001	150	Utility filing fee
1002	2002	100	Design filing fee
1003	2003	100	Plant filing fee
1004	2004	150	Reissue filing fee
1005	2005	100	Provisional filing fee
SUBTOTAL (1)		(\$)	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20 **	= <input type="text"/> X 50 = <input type="text"/>	
	3		-3 **	= <input type="text"/> X 200 = <input type="text"/>	
				X <input type="text"/> = <input type="text"/>	

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	(\\$)	(\\$)
1202	2202	9	Claims in excess of 20
1201	2201	44	Independent claims in excess of 3
1203	2203	150	Multiple dependent claim, if not paid
1204	2204	44	** Reissue independent claims over original patent
1205	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$)	

**or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	(\\$)	(\\$)
1051	130	2051 65	Surcharge - late filing fee or oath
1052	50	2052 25	Surcharge - late provisional filing fee or cover sheet
1053	130	1053 130	Non-English specification
1812	2,520	1812 2,520	For filing a request for ex parte reexamination
1804	920*	1804 920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805 1,840*	Requesting publication of SIR after Examiner action
1251	110	2251 55	Extension for reply within first month
1252	430	2252 215	Extension for reply within second month
1253	980	2253 490	Extension for reply within third month
1254	1,590	2254 795	Extension for reply within fourth month
1255	2,080	2255 1,040	Extension for reply within fifth month
1401	340	2401 170	Notice of Appeal
1402	340	2402 170	Filing a brief in support of an appeal
1403	300	2403 150	Request for oral hearing
1451	1,510	1451 1,510	Petition to institute a public use proceeding
1452	110	2452 55	Petition to revive – unavoidable
1453	1,370	2453 685	Petition to revive – unintentional
1501	1,370	2501 685	Utility issue fee (or reissue)
1502	490	2502 245	Design issue fee
1503	660	2503 330	Plant issue fee
1460	130	1460 130	Petitions to the Commissioner
1807	50	1807 50	Processing fee under 37 CFR 1.17 (q)
1806	180	1806 180	Submission of Information Disclosure Stmt
8021	40	8021 40	Recording each patent assignment per property (times number of properties)
1809	790	2809 395	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	790	2810 395	For each additional invention to be examined (37 CFR § 1.129(b))
1801	790	2801 395	Request for Continued Examination (RCE)
1802	900	1802 900	Utility Examination Fee

Other fee (specify) Utility Search Fee

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 1590.00)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Charles R. Runyan, Jr. Ph.D.	Registration No. (Attorney/Agent)	43,066	Telephone	(415) 954-0200
Signature				Date	December 23, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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